

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CISCO SYSTEMS, INC.,

Case No. 5:14-cv-05344-BLF (NC)

Plaintiff,

VERDICT FORM

V.

ARISTA NETWORKS, INC.

Defendant.

When answering the following questions and filling out this Verdict Form, please follow the directions provided throughout the form. Your answer to each question must be unanimous. Some of the questions contain legal terms that are defined and explained in detail in the Jury Instructions. Please refer to the Jury Instructions if you are unsure about the meaning or usage of any legal term that appears in the questions below.

1 **YOUR ANSWERS MUST BE UNANIMOUS**

4 **Copyright Infringement: User Interfaces**

5 1. Has Cisco proven that Arista infringed any of Cisco's user interfaces?

6 Yes No

7 (For Cisco) (For Arista)

8 ____ ____

11 **IF YOU ANSWERED "YES" TO QUESTION 1, PLEASE ANSWER QUESTION 2.**

12 **IF YOU ANSWERED "NO" TO QUESTION 1, PLEASE GO TO QUESTION 6.**

16 2. As to the user interfaces you found to be infringed in Question 1, has Arista proven any of the
17 following?

18 Yes No

19 (For Arista) (For Cisco)

20 a. Fair use ____ ____

21 b. Scènes à faire ____ ____

22 c. Merger ____ ____

25 **IF YOU ANSWERED "NO" TO EVERY LINE OF QUESTION 2, PLEASE GO TO
26 QUESTIONS 3 AND 4 AND ANSWER BOTH.**

27 **IF YOU ANSWERED "YES" TO ANY LINE OF QUESTION 2, PLEASE GO TO
28 QUESTION 5.**

3. What amount of lost profits damages is Cisco entitled to recover as a result of Arista's copyright infringement of Cisco's user interfaces, if any?

\$ _____

PLEASE GO TO QUESTION 4.

4. What amount of Arista's profits is Cisco entitled to recover as a result of Arista's copyright infringement of Cisco's user interfaces, if any?

\$_____

PLEASE GO TO QUESTION 5.

5. As to the user interfaces you found to be infringed in Question 1, has Arista proven any of the following?

(For Arista) (For Cisco)

a. Abandonment _____

b. Copyright misuse _____

PLEASE GO TO QUESTION 6.

Copyright Infringement: Technical Manuals

6. Has Cisco proven that Arista infringed any of Cisco's technical manuals?

(For Cisco) (For Arista)

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PLEASE GO TO QUESTION 7.

Patent Infringement

7. Has Cisco proven that Arista directly infringed claims 1 and 14 of the '526 patent?

Yes No

(For Cisco) (For Arista)

a. Claim 1 _____

b. Claim 14 _____

PLEASE GO TO QUESTION 8.

8. Has Cisco proven that Arista induced infringement of claims 1 and 14 of the '526 patent?

Yes _____ No _____

(For Cisco) (For Arista)

a. Claim 1

b. Claim 14

PLEASE GO TO QUESTION 9.

1 9. Has Cisco proven that Arista contributorily infringed claims 1 and 14 of the '526 patent?

2 Yes No

3 (For Cisco) (For Arista)

4 a. Claim 1 _____

5 b. Claim 14 _____

6
7 **IF YOU ANSWERED "YES" TO ANY LINE ON QUESTIONS 7, 8, OR 9, PLEASE**
ANSWER QUESTIONS 10 AND 11.

8
9 **IF YOU ANSWERED "NO" TO EVERY LINE OF QUESTIONS 7, 8 AND 9, PLEASE GO**
TO THE END OF THIS VERDICT FORM AND SIGN AND DATE IT.

10
11
12
13 10. What amount of damages do you award Cisco for Arista's patent infringement?

14
15 \$_____

16
17
18 **PLEASE GO TO QUESTION 11.**

19
20 11. Has Cisco proven that Arista willfully infringed the '526 patent?

21 Yes No

22 _____

23
24
25
26 **PLEASE SIGN AND DATE BELOW.**

27 Date: _____

28 _____
Presiding Juror